

94/1632  
JFW

ATTORNEY'S DOCKET NO.: 2001796-0008

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Bramley, *et al.* Examiner: Woitach, Joseph T.  
Serial No.: 10/087,667 Group Art Unit: 1632  
Filed: February 28, 2002  
For: TREATMENT OF STAPHYLOCOCCUS INFECTIONS

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**TRANSMITTAL**

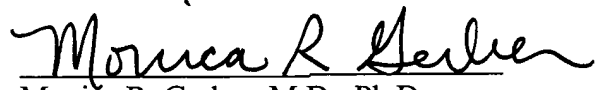
Enclosed please find the following documents regarding the above-referenced matter:

1. Written Assertion of Small Entity Status Under 37 CFR §1.27(a)(3) Non-Profit Organization (1 page); and
2. Return Postcard.

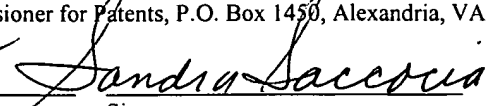
Please charge any fees or credit any overpayments to our Deposit Account No. 03-1721.

Respectfully submitted,

Dated: February 4, 2005

  
Monica R. Gerber, M.D., Ph.D.  
Reg. No. 46,724

PATENT DEPARTMENT  
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Certificate of Mailing	
I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450	
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Sir:

**WRITTEN ASSERTION OF SMALL ENTITY STATUS**  
**UNDER 37 CFR §1.27(a)(3)**  
**NON-PROFIT ORGANIZATION**

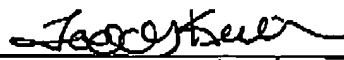
The undersigned hereby asserts entitlement to small entity status as a non-profit organization under 37 CFR §1.27(a)(3) on behalf of University of Vermont.

This assertion is made on the ground that University of Vermont is either:

- (a) a university or other institution of higher education located in any country;
- (b) an organization of the type described in section 501(c)(3) of the Internal Revenue Code of 1986 (26 USC §501(c)(3)) and exempt from taxation under section 501(a) of the Internal Revenue Code (26 USC §501(a));
- (c) any nonprofit scientific or educational organization qualified under a nonprofit organization statute of a state of this country (35 USC §201(i)); or
- (d) any nonprofit organization, located in a foreign country, that would qualify as a nonprofit organization under paragraphs (b) or (c) above if it were located in this country,

and *has not* assigned, granted, conveyed, or licensed, and is under no obligation under contract or law to assign, grant, convey, or license, any rights in the above-referenced patent application to any party who does not qualify for small entity status either as a person, a small business concern, or a nonprofit organization under 37 CFR §1.27.

Respectfully Submitted,

  
Name: Todd Keillen  
Title: Director Technology Transfer  
Date: 2/2/05